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Michael N. Milby, Clerk

## IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE:

§

PBL INC. d/b/a PIONEER TOUR

§

CASE NO. 00-4065\$-H2-11

AND TRAVEL

## INITIAL ORDER FOR COMPLEX CHAPTER 11 BANKRUPTCY CASE

This bankruptcy case was filed on November 17, 2000. A Notice of Designation as Complex Chapter 11 Case (see General Order 2000-2) was filed. After review of the initial pleadings filed in this case, the Court concludes that this appears to be a Complex Chapter 11 Case and issues this scheduling order, subject to rescission, revision, or modification as provided below:

- 1. Service List and Limitation on Service: The Debtor shall maintain a service list ("Service List"), identifying the parties that must be served whenever a motion or other pleading requires notice. Upon establishment of such a list, notices of motions and other matters will be limited to the parties on the Service List.
  - a. The Service List shall initially include the Debtor, Debtor's counsel, counsel for the Unsecured Creditors' Committee, U.S. Trustee, all secured creditors, 20 largest unsecured creditors, any indenture trustee, and any party that requests notice;
  - b. Any party in interest that wishes to receive notice, other than as listed on the Service List, shall be added to the Service List merely by request filed into the record and served on the Debtor, and Debtor's Counsel;
  - c. Parties on the Service List are encouraged to give a fax number or e-mail address for service of process and parties are encouraged to authorize service by fax or e-mail; consent to fax or e-mail service may be included in the party's notice of appearance and request for service; notwithstanding consent to e-mail service, "hard copy" shall be served by fax or by regular mail;
  - d. The initial Service List shall be filed within 3 days after entry of this order. A revised list shall be filed 15 days after the Initial Service List is filed. Debtors shall update the Service List, and shall file into the record a copy of the updated Service List, at least every 30 days thereafter.
- 2. <u>Hearing Days</u>: The Court hereby establishes Monday of each week at 11:30 a.m. as the scheduled hearing day ("Hearing Day") and time for hearing all motions and other matters in these cases. (There may be exceptions; those exceptions will be noted on the Court's internet schedule, available at:

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telephone conference. Parties must request permission to participate by telephone by calling the Court's case manager, Jean Kell, at 713-250-5779. The case manager can also give instructions concerning use of the Meet Me telephone facility.

- 7. Settlement: If a matter is properly noticed for hearing and the parties reach agreement on a settlement of the dispute prior to the final hearing, the parties may announce the settlement at the scheduled hearing. If the Court determines that the notice of the dispute and the hearing is adequate notice of the effects of the settlement, (i.e. that the terms of the settlement are not materially different from what parties in interest could have expected if the dispute were fully litigated) the Court may approve the settlement at the hearing without further notice of the terms of the settlement.
- Case Captions: Complex cases usually involve hundreds of motions. To facilitate 8. motion tracking by the Clerk of the Court, each answer, reply, objection, and order filed or provided by a party in this case should contain, in its title or first paragraph, a reference to the docket number of the pleading to which it responds. EXAMPLE:

Response by XYZ Bank to Debtor's Motion For Use of Cash Collateral. [This pleading responds to Docket # \_\_]

- 9. Noticing Agent and/or Claims Agent: Debtor's counsel shall contact the Clerk of Court immediately to discuss the anticipated workload with respect to sending notices to parties in interest and with respect to filing proofs of claim. If the Clerk concludes that the requirements for these functions will put unacceptable burdens on the Clerk's resources, the Debtor shall forthwith propose the appointment of a claims agent or noticing agent, or the Debtor shall propose another solution acceptable to the Clerk.
- Notice and Objections to this Order: The Debtor shall give notice of this order to all 10. parties in interest within 7 days. If any party in interest, at any time, objects to the provisions of this order, that party shall file a motion for appropriate relief, articulating the objection and the relief requested. The motion shall comply with the provision of this order. After hearing the Motion and any responses, the Court may grant appropriate relief, if any is required. The Court may also, sua sponte, revise, modify, or rescind this order.

SIGNED November 21, 2000.

UNITED STAPES BANKRUPTCY JUDGE

The Clerk shall notice:

Debtor

Debtor's Counsel

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